THE HONOURABLE SRI JUSTICE V.ESWARAIAH

W.P. No. 19963 of 2007

Date:08-10-2007

Between:

P.Brahmhaiah and another

.. PETITIONERS

AND

The Govt. of A.P. rep. By its Secretary, Hyderabad and three others

..

RESPONDENTS

ORDER:

The petitioners seek a writ of mandamus to declare the inaction of the second respondent in not passing appropriate orders on the application dated 23.02.2007 made by the first petitioner for allotment of Ac.0.97 cents of land situated in Sy.No.4/3 of Buggaletipalle village, Cinthakommadinne mandal, Kadapa District, as illegal and arbitrary and consequently to direct the second respondent to pass suitable orders on the said application, dated 23.02.2007.

It is stated that the first petitioner is the father and the second petitioner is his daughter who is dependant on him. It is stated that an extent of Ac.1.20 cents belonging to the first petitioner in Sy.No.394/1B situated in Chinnachowk village, Kadapa mandal and District was taken away for construction of bypass road and also an extent of Ac.3.73 cents situated at Pottapi village, Nandalur madnal, Kadapa District for the purpose of Somasila project. Since the first petitioner has deprived of his land, he made applications on 18.08.2005, 02.12.2006 and 23.02.2007 for allotment of Ac.0.97 cents in Sy.No.4/3 situated at Buggaletipalle village, Cinthakommadinne mandal, Kadapa District. It is further stated that the second petitioner has applied pursuant to the notification issued by the Hindustan Petroleum Corporation Limited (for short 'HPCL') for petrol retail outlet dealership and the HPCL vide letter of intent ref:VJRO:CRY:GC:RET, dated 22.12.2005 sanctioned the said dealership at Kadapa on N.H.No.18 between railway gate and Mulvanka near Utukur in open women category.

It is further stated that as the HPCL allotted petrol retail outlet dealership in favour of the second petitioner who is physically challenged woman as early as on 22.12.2005 and the HPCL constantly reminding them to establish the said outlet without any

further delay and therefore the petitioners requested to alienate an extent of Ac.0.97 cents in Sy.No.4/3 of Bugalatipalli village of C.K. Dinne mandal out of Ac.1.45 cents in favour of the first petitioner, he being the looser of the land as recommended by the District Collector, Kadapa vide letter Ref:E1/1106/06, dated 24.01.2007.

It is stated that the Chief Commissioner of Land Administration, A.P. Hyderabad has not considered and disposed of the said representation, dated 23.02.2007.

Having regard to the facts of the case, the second respondent is directed to consider and dispose of the said representation of the petitioners, dated 23.02.2007 as expeditiously as possible without any unnecessary delay, preferably within a period of six weeks from the date of receipt of a copy of this order.

With the aforesaid directions, the writ petition is disposed of. No costs.

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V.ESWARAIAH, J.

Date:08.10.2007.
ccm